

RE: Emergencies Act - Parliamentary Update

From: "Broadhurst, Jeremy" <jeremy.broadhurst@dpmo-cvpm.gc.ca>
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Cc: "Jagric, Alex" <alex.jagric@pmo-cpm.gc.ca>
Date: Wed, 16 Feb 2022 15:56:30 +0000

So further to my bbm Sam, in the "**Consultations on the Emergencies Act with First Ministers**" section, I would beef up the last paragraph and I would be explicit and say that the letter responded to issues raised in the call, specifically the decision to apply the act nationally. The following assurances were provided in writing in that letter and then I would add a copy of that letter as an annex to the report. I guess my point is to frame the letter as responsive. Because it is a dialogue. They said they had certain concerns, we adapted our approach to try to address those concerns. So it was more than window-dressing consultation. It produced results. And I would beat around the bush in saying that. The more explicit we are, the stronger it is I think.

But other than that, as discussed, I wouldn't larder too much "After the fact" activity in there. It is what it is – let's tell PCO we just gotta get it in because first and foremost, we need to be pro-actively transparent with Parliament and the public to keep the trust and delaying this tabling undermines that effort more than beefing up this report helps anything.

From: Khalil, Samantha <Samantha.Khalil@pmo-cpm.gc.ca>
Sent: Tuesday, February 15, 2022 9:29 PM
To: Telford, Katie <Katie.Telford@pmo-cpm.gc.ca>; Broadhurst, Jeremy <Jeremy.Broadhurst@dpmo-cvpm.gc.ca>; Clow, Brian <Brian.Clow@pmo-cpm.gc.ca>; Chin, Ben <Ben.Chin@pmo-cpm.gc.ca>; Ahmad, Cameron <Cameron.Ahmad@pmo-cpm.gc.ca>; Michel, Marjorie <Marjorie.Michel@pmo-cpm.gc.ca>; Kattar, Vandana <Vandana.Kattar@pmo-cpm.gc.ca>; Brodhead, John <John.Brodhead@pmo-cpm.gc.ca>
Cc: Jagric, Alex <Alex.Jagric@pmo-cpm.gc.ca>
Subject: Emergencies Act - Parliamentary Update

Good evening,

As outlined in the Emergencies Act we are required to table a **motion, the rationale for the declaration, and a consultation report** in the House of Commons within seven sitting days and the Senate within seven days. Once these documents are tabled, debate begins the following sitting day.

We are currently **planning for tabling by end of day (6:30pm) tomorrow** however, this timeline may be pushed back if the documents are not finalized. The House Leader recommends tabling tomorrow, if possible, and has sought consent from the opposition parties to extend the sitting hours on Thursday and Friday to midnight to allow for as many speakers as possible. Currently, the opposition has indicated many of their members will want to speak to the matter. The House Leader is also working on a motion that would require consent from the opposition parties, once debate has started, to outline when the debate would collapse or the number of speakers that would be put

forward by each party. This could result in the House sitting over the weekend. A vote takes place once debate has collapsed.

The House Leader remains in close contact with the opposition House Leaders to negotiate the path forward. Of note, the House Leader would like to share the motion, not the documents, as soon as possible as the opposition house leaders have asked for the entire package before caucus tomorrow morning. The motion is very short to ensure the question put to the house for the vote is as clear as possible.

Here is the motion that has been reviewed by Clerks and Law Clerk.

That, pursuant to section 58 of the Emergencies Act, this House confirm the declaration of a public order emergency proclaimed on February 14, 2022.

Regarding the debate we are planning for the PM to participate on Thursday, should the debate commence.

The two documents that are required to be tabled, **Rationale for Declaration and Consultation Report**, are attached to this email. Please note they are drafts and there is more work to be done to further inform and expand the consultation report.

Additionally, we are required to **strike a joint committee** of the House and Senate to review the orders and study the matter. Current thinking from the Whip is to appoint the Liberal members of NSICOP to the committee given their expertise on the matter. I will return to this group with further recommendations however, the Whip believes this will help him with caucus management of the appointments. We have previous models of joint committees we can use in this circumstance.

- 1) NSICOP
 - a. 8 MPs (4 LPC (including chair), 2 CPC, 1 BQ, 1NDP,
 - b. 3 Senators (1 ISG, 1 CSG, 1 PSG)
- 2) MAID JOINT COMMITTEE
 - a. 10 Members of Parliament (5 Liberal (including Joint-Chair), 3 CPC, 1 Bloc, 1NDP)
 - b. 5 Senators (2 ISG, 1 CPC, 1 PSG, 1 CSG)

This evening, the Senate Government Representative and the Speaker of the Senate sought and obtained agreement from the leaders in the senate to **recall the senate virtually on Friday** to receive the tabling of the documents. The Senate would then begin debate on Monday.

Please take a look at the two documents attached and let me know any feedback. As I stated above, these are drafts and edits are being done as fast as possible.

Thank you,

Samantha Khalil

Director, Issues and Parliamentary Affairs

Directrice, Enjeux et des affaires parlementaires

Office of the Prime Minister | Cabinet du premier ministre

Personal Info.

